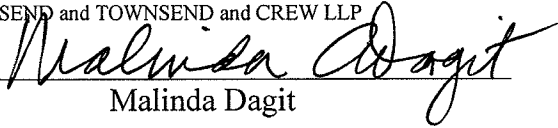


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on December 16, 2009.

PATENT
Attorney Docket No.: 015280-474200US
Client Ref. No.: E-286-2002/2-US-02

TOWNSEND and TOWNSEND and CREW LLP

By:


Malinda Dagit

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

KRAUS *et al.*

Application No.: 10/527,557

Filed: November 25, 2005

For: AEROSOLIZED CAPREOMYCIN
FOR INHIBITION OF PULMONARY
TUBERCULOSIS

Customer No.: 45115

Confirmation No. 7454

Examiner: KENNEDY, Nicoletta

Art Unit: 4131

**RESPONSE TO RESTRICTION
REQUIREMENT AND PRELIMINARY
AMENDMENT**

Sir:

The following communication is responsive to an Office Action mailed on June 16, 2009 and requesting the election of a group. Also enclosed is a petition for five (5) months extension of time from July 16, 2009 to December 16, 2009. Thus, this response is timely filed on December 16, 2009. Applicants respectfully request reconsideration of the above-referenced patent application in view of the following amendments and remarks and entering of the same:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 6 of this paper.